BEFORE THE PUBLIC UTILITIES COMMISSION OF THE STATE OF HAWAII

In the Matter of the Request of)

LANG CHANH PHAN

DOCKET NO. 04-0159

For Voluntary Surrender of Certificate or Permit.

ORDER NO. 21208

Filed August 4, 2004

Chief Clerk of the Commission

ATTEST: A True Copy
KAREN HIGASHI
Chief Clerk, Public Utilities
Commission, State of Havaii.

Chief Clerk, Public Utiliti
Commission, State of Hawaii

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<u>ORDER</u>

I.

Request to Surrender Common Carrier Authority

On July 2, 2004, LANG CHANH PHAN ("Petitioner") filed a letter requesting commission approval to voluntarily surrender his authority under certificate of public convenience and necessity number 1732-C ("Certificate No. 1732-C"). Under Certificate No. 1732-C, Petitioner is authorized to transport passengers by motor vehicle over irregular routes on the island of Oahu in the 1-to-7 passenger classification. As part of his request, Petitioner returned Certificate No. 1732-C to the commission.

In accordance with Hawaii Revised Statutes ("HRS") § 271-19, operating authority under a certificate of public convenience and necessity may be terminated upon application of the holder. The commission finds good cause to grant Petitioner's request to terminate his authority.

Orders

THE COMMISSION ORDERS:

- 1. Petitioner's authority to transport passengers under Certificate No. 1732-C is terminated, effective from the date of this order.
- 2. Petitioner shall remove any markings from the vehicles used in his operations. Petitioner shall comply with the foregoing requirement within 15 days from the date of this order.
- 3. If Petitioner fails to comply with the foregoing requirement within the time period specified, he may be subject to penalties pursuant to HRS § 271-27.
 - 4. This docket is closed.

DONE at Honolulu, Hawaii this 4th day of August, 2004.

PUBLIC UTILITIES COMMISSION OF THE STATE OF HAWAII

Carlito P. Caliboso, Chairman

By / WWW Kimura. Commissioner

APPROVED AS TO FORM:

Janet E. Kawelo, Commissioner

Benedyne S. Stone Commission Counsel

04-0159.eh

CERTIFICATE OF SERVICE

I hereby certify that I have this date served a copy of the foregoing $\underbrace{\text{Order No.}21208}_{\text{No.}}$ upon the following parties, by causing a copy hereof to be mailed, postage prepaid, and properly addressed to each such party.

DEPARTMENT OF COMMERCE AND CONSUMER AFFAIRS DIVISION OF CONSUMER ADVOCACY P. O. Box 541 Honolulu, HI 96809

LANG CHANH PHAN 506A Kuliouou Road Honolulu, HI 96821

Karen Higashi

DATED: AUG 0 4 2004